

Original



UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

IAN NOEL,

Plaintiff,

v.

6:06-CV-788

NEW YORK STATE OFFICE OF MENTAL
HEALTH CENTRAL NEW YORK
PSYCHIATRIC CENTER

Defendant.

U.S. DISTRICT COURT
N.D. OF N.Y.
FILED

FEB 14 2008

LAWRENCE K. BAERMAN, Clerk
UTICA

VERDICT FORM

February 13, 2008
Utica, New York

Court's Exhibit No. 1

Disparate Treatment (Title VII)

1. Do you find that plaintiff Ian Noel's race was a motivating factor in defendant Central New York Psychiatric Center's decision to terminate his employment?

Yes _____

No ✓

Proceed to Question 2.

Retaliation (Title VII)

2. Do you find that plaintiff Ian Noel's participation in and active support of Terrence Jamison's discrimination claims was a motivating factor in defendant Central New York Psychiatric Center's decision to terminate his employment?

Yes ✓

No _____

If you answered "Yes" to Question 1, Question 2, or both, proceed to Question 3.

If you answered "No" to Question 1 and Question 2, proceed to Question 5.

Damages – Disparate Treatment and Retaliation

Answer Question 3 or 4, not both.

Compensatory or Actual Damages

3. State the amount of compensatory or actual damages, if any, that you award to plaintiff Ian Noel with respect to his Disparate Treatment claim and/or his Retaliation claim:

Past Lost Income: \$ 210,000

Future Lost Income: \$ ~~70~~000

Pain, Suffering, and Emotional Distress: \$ 120,000

TOTAL: \$ 400,000

Nominal Damages

4. State the amount of nominal damages that you award to plaintiff Ian Noel with respect to his Disparate Treatment claim and/or his Retaliation claim (not to exceed \$1.00):

\$ _____

Hostile Work Environment (Title VII)

5. Do you find that plaintiff Ian Noel was subjected to a hostile work environment at defendant Central New York Psychiatric Center because of his race?

Yes _____

No ✓

If you answered "Yes" to Question 5, proceed to Question 6 or 7.

If you answered "No" to Question 5, proceed to the last page, sign and date the verdict form, and notify the Marshall that you have reached a verdict.

Damages – Hostile Work Environment

Answer Question 6 or 7, not both.

Compensatory or Actual Damages

6. State the amount of compensatory or actual damages, if any, that you award to plaintiff Ian Noel with respect to his Hostile Work Environment claim:

Pain, Suffering, and Emotional Distress: \$ _____

Nominal Damages

7. State the amount of nominal damages that you award to plaintiff Ian Noel with respect to his Hostile Work Environment claim (not to exceed \$1.00):

\$ _____

PROCEED TO THE LAST PAGE, SIGN IN THE SPACE PROVIDED, AND NOTIFY
THE MARSHAL THAT YOU HAVE REACHED A VERDICT.

Please sign and date this verdict form.
YOUR VERDICT MUST BE UNANIMOUS.
ALL MUST SIGN.

Dated: February 13, 2008

Brian R. Hrywacz
(Foreperson)

Craig Clark

Susan M. White

Rosemary Bronk

Ellen Voss

Martin French

Nancy A. Richard

G. V. A.